## DECLARATION, POWER OF ATTORNEY AND PETITION

We, Karin D. Caldwell, Patrick A. Tresco, and Jennifer Neff, declare: that we are citizens of the United States of America; that our residences and post office addresses are 3645 Golden Hills Avenue, Salt Lake City, Utah 84121, 955 East South Fort Circle, Sandy, Utah 84094, and 2470 Evergreen Avenue, Salt Lake City, Utah 84109, respectively; that we verily believe we are the original, first, and joint inventors of the subject matter of the invention or discovery entitled COMPOSITION AND METHOD FOR REGULATING THE ADHESION OF CELLS AND BIOMOLECULES TO HYDROPHOBIC SURFACES, for which a patent is sought and which is described and claimed in the specification filed in the United States Patent and Trademark Office as Serial No. 08/748,203 on January 15, 1997; that we have reviewed and understand the contents of the above-identified specification, including the claims; and that we acknowledge the duty to disclose all information known to us to be material to patentability as defined in Section 1.56 of Title 37 of the Code of Federal Regulations.

We hereby claim the benefit under Section 120 of Title 35 of the United States Code of the earlier filed pending application, Serial No. 08/399,913, filed March 7, 1995, and entitled "Coating of Hydrophobic Surfaces to Render Them Protein Resistant While Permitting Covalent Bonding", which is a divisional of United States Patent No. 5,516,703, issued May 14, 1996 and entitled "Coating of Hydrophobic Surfaces to Render Them Protein Resistant While Permitting Covalent Attachment of Specific Ligands"; and, insofar as the subject matter of each of the claims of this application is not disclosed in the earlier filed pending application in the manner provided by the first paragraph of Section 112 of Title 35 of the United States Code, we acknowledge the duty to disclose material information, as defined in Section 1.56(a) of Title 37 of the Code of Federal Regulations, which occurred between the filing date of the earlier filed application and the filing date of this application.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

We hereby appoint as our attorneys and/or patent agents

CRAIG J. MADSON, Registration No. 29,407 L. CRAIG METCALF, Registration No. 31,398 CHARLES L. ROBERTS, Registration No. 32,434 EVAN R. WITT, Registration No. 32,512 DAVID B. FONDA, Registration No. 39,672

<sup>° 1997,</sup> MADSON & METCALF, P.C.

## JOHN R. THOMPSON, Registration No. P-40,842 BRIAN C. KUNZLER, Registration No. 38,527

with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All correspondence and telephonic communications should be directed to:

L. Craig Metcalf
MADSON & METCALF
950 First Interstate Plaza
170 South Main Street
Salt Lake City, Utah 84101

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

Signed at Act location, UT, this R3 rday of Way, 1997.

Inventor

Karin D. Caldwell

3645 Golden Hills Avenue

Salt Lake City, Utah 84121

Signed at 500 (City)		, this $\partial\partial$ day of
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Signed at <u>Salf Lake</u>, <u>Utah</u>, this <u>23</u> day of <u>May</u>, 1997.

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